

AMENDED IN SENATE SEPTEMBER 2, 2003

AMENDED IN ASSEMBLY APRIL 21, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 616

Introduced by Assembly Member Vargas

February 19, 2003

An act to add Section 22854.5 to the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 616, as amended, Vargas. Vehicles: impoundment: storage notices.

(1) Under existing law, whenever an officer or employee of a public agency directs the storage of a vehicle and does not know or is not able to ascertain the name of the owner of the vehicle, the agency or person directing the storage is required to notify, or cause to be notified, the Department of Justice Stolen Vehicle System of the vehicle's removal.

The bill would ~~require~~ *authorize* the officer, employee, or public agency directing a storage to notify the National Law Enforcement Telecommunication System by transmitting by any means available, including, but not limited to, electronic means, the vehicle identification number and certain specified information.

(2) ~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide~~

~~and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~yes~~ *no*.
State-mandated local program: ~~yes~~ *no*.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22854.5 is added to the Vehicle Code,
2 to read:

3 22854.5. Whenever an officer or employee of a public agency
4 directs the storage of a vehicle under this chapter, the officer,
5 employee, or agency directing that storage ~~shall~~ *may* notify the
6 National Law Enforcement Telecommunication ~~system~~ *System* by
7 transmitting by any means available, including, but not limited to,
8 electronic means, the vehicle identification number, the
9 information listed in paragraphs (1), (2), and (3) of subdivision (b)
10 of Section 22852, and the information described under Section
11 22853.

12 ~~SEC. 2. Notwithstanding Section 17610 of the Government~~
13 ~~Code, if the Commission on State Mandates determines that this~~
14 ~~act contains costs mandated by the state, reimbursement to local~~
15 ~~agencies and school districts for those costs shall be made pursuant~~
16 ~~to Part 7 (commencing with Section 17500) of Division 4 of Title~~
17 ~~2 of the Government Code. If the statewide cost of the claim for~~
18 ~~reimbursement does not exceed one million dollars (\$1,000,000),~~
19 ~~reimbursement shall be made from the State Mandates Claims~~
20 ~~Fund.~~